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UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN FRANCISCO DIVISION

UNITED STATES OF AMERICA, ) No. CR 11-0033 WHA  
Plaintiff, ) STIPULATION AND [PROPOSED] ORDER  
v. ) EXCLUDING TIME UNDER 18 U.S.C. § 3161  
JORGE SOTELO-TIRANDO, )  
Defendant. )

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The parties appeared before the Court on February 15, 2011. With the agreement of counsel for both parties, the Court found and held as follows:

1. The parties agree to an exclusion of time under the Speedy Trial Act, 18 U.S.C. § 3161, from February 15, 2011 to March 15, 2011, in light of the need for the defense to review additional discovery and consider a plea offer. Failure to grant the requested continuance would unreasonably deny defense counsel reasonable time necessary for effective preparation of counsel, taking into account the exercise of due diligence.

2. Given these circumstances, the Court found that the ends of justice served by excluding the period from February 15, 2011 to March 15, 2011 , outweigh the best interest of the public and the defendant in a speedy trial. 18 U.S.C. § 3161(h)(7)(A) and (B)(iv).

3. Accordingly, and with the consent of the defendant, the Court ordered that the period from February 15, 2011 to March 15, 2011, be excluded from the Speedy Trial Act calculations under 18 U.S.C. § 3161(h)(7)(A) and (B)(iv).

**SO STIPULATED:**

MELINDA HAAG  
United States Attorney

DATED: February 22, 2011

/s/

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**PATRICIA SPALETTA**  
Special Assistant United States Attorney

DATED: February 22, 2011

/s/

Loren Stewart  
Assistant Federal Public Defender

SO ORDERED.

DATED: February 28, 2011.

W. Alme

**THE HON. WILLIAM H. ALSUP**  
United States District Judge